

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- x
:
UNITED STATES OF AMERICA
:
-v.-
:
STUART SCHLESINGER,
:
Defendant.
:
----- x

AMENDED
CONSENT PRELIMINARY
ORDER OF FORFEITURE/
MONEY JUDGMENT

16 Cr. 278 (WHP)

WHEREAS, on or about April 7, 2016, STUART SCHLESINGER, (the "defendant"), was charged in a one-count Information, 16 Cr. 278 (WHP) (the "Information"), with wire fraud, in violation of 18 U.S.C. §§ 1343 and 2 (Count One);

WHEREAS, the Information included a forfeiture allegation as to Count One, seeking forfeiture to the United States, pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461, of all property, real or personal, constituting or derived from proceeds traceable to the offense charged in Count One of the Information;

WHEREAS, on or about May 9, 2016, the defendant pled guilty to Count One of the Information and admitted the forfeiture allegation as to Count One of the Information, pursuant to a plea agreement with the Government, wherein the defendant agreed to forfeit, a sum of money in United States currency, representing all property, real or personal,

constituting or derived from proceeds traceable to the offense charged in Count One of the Information and all right, title, and interest of the defendant in the following property:

- a. all that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, located at 186 Dune Road, Quogue, New York 11978 (the "Specific Property");

WHEREAS, on or about September 30, 2016, the defendant was sentenced and ordered to forfeit, a sum of money equal to \$5,549,017 in United States currency, representing the amount of proceeds obtained as a result of the offense alleged in Count One of the Information, and all right, title, and interest in the Specific Property;

WHEREAS, on or about October 3, 2016, the Court entered a Consent Preliminary Order of Forfeiture as to Specific Property/Money Judgment (the "Order of Forfeiture") (Docket Entry: 27), forfeiting the defendant's right, title and interest in the Specific Property;

WHEREAS, the Government has agreed not to seek the forfeiture of the Specific Property;

WHEREAS, the defendant consents to a money judgment in the amount of \$5,549,017 in United States currency, representing the proceeds traceable to the offense charged in Count One;

IT IS HEREBY STIPULATED AND AGREED, by and between the

United States of America, by its attorney Preet Bharara, United States Attorney, Assistant United States Attorney Matthew Laroche, of counsel, and the defendant, and his counsel, Murray Richman, Esq. that:

1. As a result of the offense charged in Count One of the Information, to which the defendant pled guilty, a money judgment in the amount of \$5,549,017 in United States currency (the "Money Judgment") shall be entered against the defendant.

2. The Government releases any claim to the Specific Property and will not seek forfeiture of the Specific Property.

3. Pursuant to Rule 32.2(b)(4) of the Federal Rules of Criminal Procedure, upon entry of this Amended Consent Preliminary Order of Forfeiture/Money Judgment, this Amended Consent Preliminary Order of Forfeiture /Money Judgment is final as to the defendant, STUART SCHLESINGER, and shall be deemed part of the sentence of the defendant, and shall be included in the judgment of conviction therewith.

4. All payments on the outstanding Money Judgment shall be made by postal money order, bank or certified check, made payable, in this instance to the "United States Marshals Service", and delivered by mail to the United States Attorney's Office, Southern District of New York, Attn: Money Laundering and Asset Forfeiture Unit, One St. Andrew's Plaza, New York, New

York 10007 and shall indicate the defendant's name and case number.

5. Upon execution of this Amended Consent Preliminary Order of Forfeiture/Money Judgment, and pursuant to 21 U.S.C. § 853, the United States Marshals Service shall be authorized to deposit the payments on the Money Judgment in the Assets Forfeiture Fund, and the United States shall have clear title to such forfeited property.

6. The Court shall retain jurisdiction to enforce this Amended Consent Preliminary Order of Forfeiture/Money Judgment, and to amend it as necessary, pursuant to Rule 32.2(e) of the Federal Rules of Criminal Procedure.

7. Pursuant to Rule 32.2(b)(3) of the Federal Rules of Criminal Procedure, upon entry of this Amended Consent Preliminary Order of Forfeiture/Money Judgment, the United States Attorney's Office is authorized to conduct any discovery needed to identify, locate or dispose of forfeitable property, including depositions, interrogatories, requests for production of documents and the issuance of subpoenas, pursuant to Rule 45 of the Federal Rules of Civil Procedure.

8. The Clerk of the Court shall forward three certified copies of this Amended Consent Preliminary Order of Forfeiture/Money Judgment to Assistant United States Attorney

Sarah K. Eddy, Chief of the Money Laundering and Asset Forfeiture Unit, United States Attorney's Office, One St. Andrew's Plaza, New York, New York 10007.

SPACE INTENTIONALLY

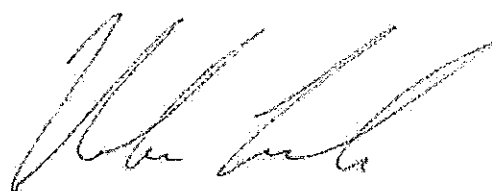
LEFT BLANK

9. The signature page of this Amended Consent Preliminary Order of Forfeiture/Money Judgment may be executed in one or more counterparts, each of which will be deemed an original but all of which together will constitute one and the same instrument.

AGREED AND CONSENTED TO:

PREET BHARARA
United States Attorney for the
Southern District of New York

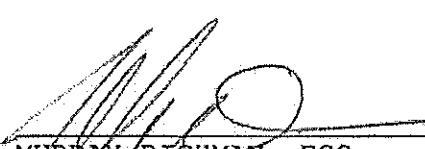
By:


MATTHEW LAROCHE
Assistant United States Attorney
One St. Andrew's Plaza
New York, NY 10007

2/3/2017

DATE

By:


MURRAY RICHMAN, ESQ.
Attorney for Defendant
Law Offices of Murray Richman
2027 Williamsbridge Road
Bronx, NY 10461

2/3/2017

DATE

SO ORDERED:


WILLIAM H. PAULEY III
U.S.D.J.

2/22/17

DATE